

IN THE SUPREME COURT OF MISSISSIPPI**No. 2014-TS-01473****SOUTH DELTA REGIONAL HOUSING
AUTHORITY AND KELLY HARDWICK****APPELLANT****v.****PAUL MATHIS, JR. A/K/A PAUL MATHIS, PLLC
ATTORNEY AT LAW****APPELLEE****Consolidated with:
2014-IA-01504-SCT****SOUTH DELTA REGIONAL HOUSING AUTHORITY****APPELLANT****v.****PAUL MATHIS, JR.****APPELLEE**

MOTION TO SUSPEND RECORD PREPARATION AND BRIEFING

Pursuant to M.R.C.P. 27 (b)(8), South Delta Regional Housing Authority and Kelly Hardwick (“Appellants”) respectfully move the Court to suspend record preparation and briefing, and in support of this motion state:

1. This consolidated appeal consists of (i) Appellants’ appeal from an adverse summary judgment addressing the plaintiff claims of South Delta Regional Housing Authority and a related order by which the trial court imposed monetary sanctions against Appellants (10/10/2014 Notice of Appeal; No. 2014-TS-01473), and (ii) Appellants’

interlocutory appeal granted by this Court by which order the Court stayed all collection proceedings relating to the monetary sanctions order pending resolution of the direct appeal (11/13/2014 Order; No. 2014-IA-01504-SCT). Also on November 13, 2014, by Order entered in the direct appeal (No. 2014-TS-01473), the Court denied Appellee's Motion to Dismiss Bond and held the supersedeas bond shall remain in effect until completion of the proceedings.

2. By Order entered May 6, 2015, the Court denied Appellee's Motion to Dismiss Appeal filed January 16, 2015. Thereafter, on June 1, 2015, the Clerk issued notice directing assembly of the record and setting a current transcript due date of July 28, 2015.

3. The requisite appealable final judgment has not yet been entered, however, by the trial court. Proceedings continue in the trial court addressing Appellee's counterclaim. Consequently, completion of the record for appeal and briefing on the merits are premature. *See* Opposition to Appellees' Motion to Dismiss Appeal filed on January 22, 2015.

WHEREFORE, Appellants move the Court for entry of an order suspending record preparation and briefing until completion of the proceedings and entry of the corresponding final judgment in the trial court.

This the 13th day of July 2015.

Respectfully submitted,

KELLY HARDWICK

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Certificate of Service

I hereby certify that on this day I electronically filed the foregoing Motion to Suspend Record Preparation and Briefing with the Clerk of the Court using the MEC system which sent notification of such filing to the following:

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This the 13th day of July 2015.

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